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AN

ACT

FOR

The Widening and Repairing, or Rebuilding, a Bridge called *Baal's Bridge*, in the City and Garriſon of *Limerick*; and for Enabling and Obliging the Perſons, Intitled to the Houſes and Ground on the ſaid Bridge, to Diſpoſe of their Intereſt in the ſame, on reaſonable Terms, for the Purpoſes aforeſaid.

G. II R.

DUBLIN:

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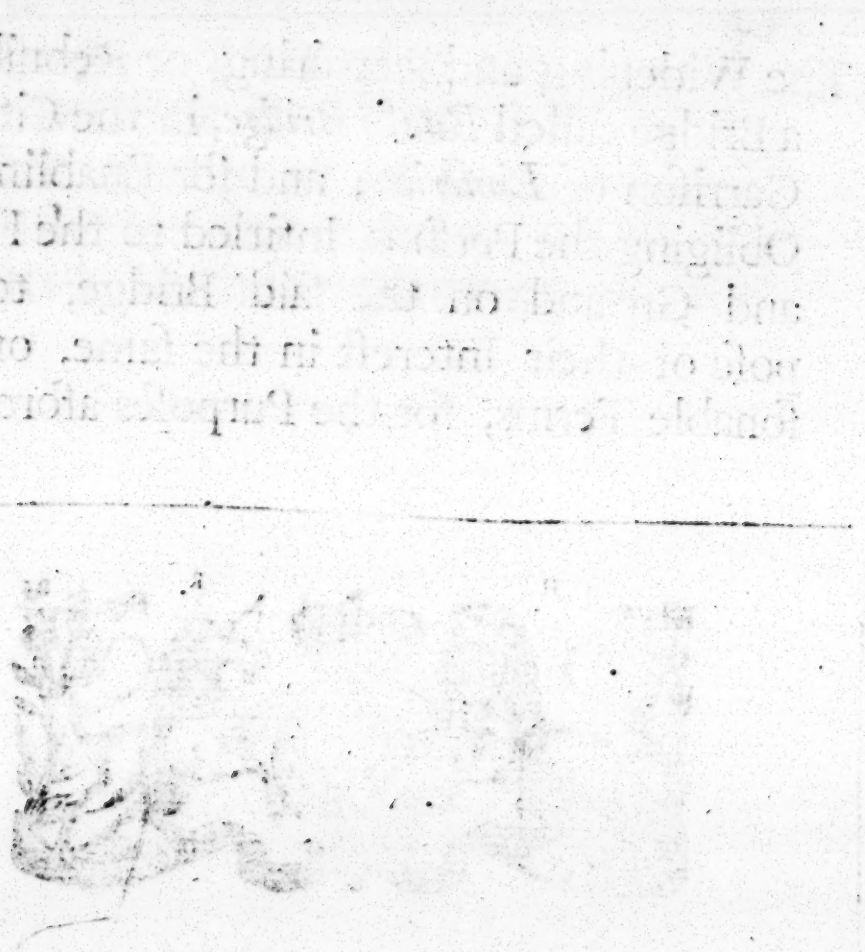
XX.



CHAP. XX.

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WHEREAS the City of Limerick, is one of the moſt conſiderable Garriſons, and Fortified Places, in this Kingdom.

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And whereas there is no Communication between the Barracks in the said City, and the Principal Fortifications thereof, but by an old and narrow Bridge, called Baal's Bridge, in the Middle of the said City, and the said Bridge is also the only convenient Passage between most Parts of the two great Provinces of Munster and Connaught.

And whereas the said Bridge is now in a most ruinous and dangerous Condition, and it will Contribute much to the Safety and Ease of Passengers, and Accommodation of the Forces in the said Garrison, to Repair and Widen, or Rebuild the said Bridge, and will be of Use and Benefit to the Publick; Be it Enacted by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this Present Parliament Assembled, and by the Authority of the same, That the Right Reverend James Lord Bishop of Limerick, and Successive Bishop and Bishops of the said See for the Time Being, Charles Smyth and Richard Maunsell, Esquires, the Honourable Thomas Southwell, Esquire, Edmond Sexton Pery, Esquire, James Smyth, Esquire, Collector of the Port of Limerick, the Mayor, Recorder,

Recorder, and Justices of the Peace of the City of Limerick for the Time being, together with the Incumbent of the three several parishes of the said City of Limerick, for the Time Being, Edward Taylor, Esquire, William Monsell, Esquire, and the Reverend Henry Smyth, shall be appointed Commissioners for the Rebuilding and Repairing, or Rebuilding the said Bridge, called Baal's Bridge, in the City and Garrison of Limerick aforesaid. CHAP. XX.

And be it Enacted by the Authority aforesaid, That the Commissioners aforesaid, or their Survivors, or any Five or more of them, shall and may Meet and Assemble themselves at the Tholsel of the City of Limerick, on the First Tuesday in the Month of July, One thousand seven hundred and fifty eight, and afterwards at such Times, and at such Places, in the said City of Limerick, as the said Commissioners, or their Survivors, or any Five or more of them, shall, from Time to Time, think proper; and also, that it shall and may be Lawful, to and for the said Commissioners, and their Survivors, or any Five or more of them, to Contract and Agree for the Purchasing of all Houses, Tenements, Edifices, Erections, and Buildings, now standing, or being on the said

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Bridge, or contiguous, or adjoining thereto, which the said Commissioners, and their Survivors, or any Five or more of them, shall Judge necessary to be taken down, and removed for the Enlargement and Improvement of the Passage over, and the Avenues leading to and from the said Bridge, and for Rebuilding the same; and that upon Payment of such Sum or Sums of Money, as shall be agreed to be paid for the same; and in Case no Agreement shall be made for the same, on making Satisfaction, in Manner herein after mentioned, to all Owners of, and Persons Interested in such Houses, Tenements, Edifices, Erections, and Buildings, and to the Lessees and Occupiers of all such Houses, Tenements, Edifices, Erections, and Buildings, which shall be Ordered or deemed Necessary to be taken down, the said Commissioners, and their Survivors, or any Five or more of them, are hereby Authorized and Required, with all convenient Speed afterwards, to cause to be taken down all such Houses, Tenements, Edifices, Erections, and Buildings, and also such Houses, Tenements, Edifices, Erections, and Buildings, on, and contiguous to the said Bridge, as the said Commissioners, and their Survivors, or any Five or more of them, shall deem necessary and proper to be taken down, for the Purposes aforesaid,

said; and also to cause the Materials thereof to be removed and taken away, after any such Houses, Tenements, Edifices, Erections, and Buildings shall be taken down; and this Act shall be sufficient Authority to Indemnify the said Commissioners, and all persons Authorized by them for so doing, against the Owners of such Houses, Buildings, and Ground, their Heirs, Executors, Administrators, and Assigns, and all other Persons Interested therein, and the Lessees and Occupiers thereof, as if the same had been Sold by Deed of Feoffment, Bargain, and Sale, or other Assurance in the Law whatsoever.

And be it further Enacted by the Authority aforesaid, That it shall and may be Lawful, to and for the said Commissioners, and their Survivors, or any Five or more of them, from Time to Time, to Design, Assign, and Lay out, hold, and in what Manner, and with what Materials the Passage over, and through the said Bridge, shall be Widened, Enlarged, and Rendered more Safe and Commodious, and hold the same, and the said Bridge, may, and shall, from Time to Time, be preserved and kept in good Repair and Order; and hold, and in what

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Manner, and with what Materials the said Bridge shall be Rebuilt, if the same shall be Judged necessary, and to make Contracts, and to do all other Matters and Things requisite for Carrying on and Effecting the Purposes directed by this Act to be done, and for Causing the same to be effectually perfected, as to them shall seem meet.

And be it further Enacted by the Authority aforesaid, That the Passage over the said Bridge shall be Secured and Preserved by a proper and uniform Balustrade, or Balustrades, to be erected thereon, and that the said Passage shall be made and continued Safe and Commodious, in all Respects, by such Ways, and of such Width, and in such Manner, as the said Commissioners, and their Survivors, or any Five or more of them, shall Order and Direct.

And be it further Enacted by the Authority aforesaid, That all Timber, Stones, Bricks, Tiles, Slates, Planks, Iron, Lead, Glass, and all other Materials belonging or appertaining to the several Houses or Tenements, Edifices and Buildings that shall be taken down, by Virtue of this Act, shall be, and the same are hereby

hereby Vested in the said Commissioners, and their Survivors, and the said Commissioners, and their Survivors, are hereby required, with all convenient Speed, after any such Houses or Buildings shall be taken down, to cause such Timber, Stones, Bricks, Tiles, Slates, Planks, Iron, Lead, Glass, or other Materials, to be Removed from off the Premisses, and to Use and Employ such Part thereof, as they shall see fitting, towards Widening, Enlarging, and Rendering more Commodious the Passage over the said Bridge, and under the same, or for Rebuilding the same, and what Part thereof shall afterwards remain, shall be Sold and Disposed of for as much Money as can be had, or gotten for the same, as they shall from Time to Time deem best; and the Money arising by and from the Sale of such Part thereof as shall be Sold, shall go and be applied to, and for the Purposes of this Act. CHAP. XX.

And be it further Enacted by the Authority aforesaid, That it shall and may be Lawful, to and for all Bodies Politick, Corporate or Collegiate, Corporations Aggregate, or sole Trustees, Guardians and Committees to Lunaticks, and Ideots, Executors, Administrators, and Guardians

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whatſoever, not only for and on Behalf of themſelves, their Heirs, and Succeſſors, but alſo for and on Behalf of Ceſtique Truſts, whether Infants, or Iſſue Unborn, Lunaticks, Ideots, Femes Covert, or other Perſons whatſoever, and to and for all Femes Covert, who are, or ſhall be Seized in their own Right, and to and for all Perſon or Perſons whatſoever, who are or ſhall be Seized or Poſſeſſed of, or Intereſted in any Houſes, Buildings, or Ground, which, by the ſaid Commiſſioners, or their Surviviors, or any Five or more of them, ſhall be thought Neceſſary to be purchaſed for any of the Purpoſes of this Act, to Sell and Convey all or any ſuch Houſes, Buildings, and Ground, or any Part thereof, to the ſaid Commiſſioners, or their Surviviors; and that all Compacts, Agreements, Bargains, Sales, and Conveyances, which ſhall be made by ſuch Perſons as aforeſaid, ſhall be Good and Valid in Law, to all Intents and Purpoſes, not only to Convey the Eſtate and Intereſt of the Perſon or Perſons Conveying, but alſo to Convey all Right, Eſtate, Intereſt, Uſe, Property, Claim, and Demand whatſoever, of their ſeveral and reſpective Ceſtique Truſts, whether Infants or Iſſue Unborn, Lunaticks, Ideots, Femes Covert, or other Perſons whatſoever, and

and all Claiming, or to Claim, by, from, or under them, any Law, Statute, Usage, or any other Matter or Thing whatsoever, to the Contrary thereof, in any Wise notwithstanding; and that all such Persons, so Conveying as aforesaid, are and shall be Indemnified for what they shall do, by Virtue of, or in pursuance of this Act; and if it shall happen, that any Person or Persons, Bodies Politick, Corporate, or Collegiate, or other Person or Persons having, or Claiming, any Estate, Title, Term, or Interest in such Houses, Buildings, or Ground, as aforesaid, shall Refuse to Agree for the Sale and Conveyance of their respective Rights, Titles, Terms, and Interests therein, with the said Commissioners, or their Survivors, or any Five or more of them, or shall not Produce or Evince a clear Title to such Estate, Right, Title, Term, or Interest, as they Claim, to the Satisfaction of the said Commissioners, or their Survivors, or any Five or more of them, then, and in such Case, it shall and may be Lawful, to and for the said Commissioners, or their Survivors, or any Five or more of them, and they are hereby Impowered and Authorized to Issue a Warrant or Warrants, Precept or Precepts, directed to the Sheriffs of the City of Limerick, who are hereby Authorized, Di-

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rected and Required, accordingly to Impannel and Return a competent Number of Substantial and Disinterested Persons, Qualified to Serve on Juries, not less than Thirty Six, nor more than Sixty, and out of such Persons so to be Impannelled, Summoned, and Returned, a Jury of Twelve Persons shall be Drawn by some Person, to be by the said Commissioners, and their Survivors, or any Five or more of them, appointed in such Manner as Juries for the Trial of Issues Joined, in His Majesty's Four Courts at Dublin, by an Act made in the Twenty ninth Year of His Present Majesty's Reign, Intitled, An Act for the better Regulating of Juries, are directed to be Drawn; which Persons so to be Impannelled, Summoned, and Returned, as aforesaid, are hereby required to come and appear before the said Commissioners, or their Survivors, or any Five or more of them, at such Time and Place as in such Warrant or Warrants, Precept or Precepts, shall be directed and appointed, and to attend the said Commissioners, till Discharged by the said Commissioners; and all Parties concerned, shall and may have their Lawful Challenges against any of the said Jurymen, but shall not be at Liberty to Challenge the Array, and the said Commissioners,

ſioners, and their Survivors, and any Five or more of them, are hereby Authorized and Impowered, by Writ or Writs or Precepts, from Time to Time, as Occaſion ſhall Require, to call before them, all and every Perſon and Perſons whatſoever, who ſhall be thought proper, or neceſſary, to be Examined as Witneſſes before them, on their Oath or Oaths, touching or concerning the Premiſes; and the ſaid Commiſſioners, or any Five or more of them, if they think fit, ſhall and may likewiſe Authorize the ſaid Jury, to Vieiw the Place or Places in Queſtion, in ſuch Manner as they ſhall Direct; and the ſaid Commiſſioners, and their Survivors, or any Five or more of them, ſhall have Power to Adjourn ſuch Meeting from Day to Day, as Occaſion ſhall Require, and to Command ſuch Jury, Witneſſes, and Parties to Attend, until ſuch Affairs, for which they were Summoned, ſhall be Concluded; and the ſaid Jury, ſhall, upon their Oaths (which Oaths, as alſo the Oaths to ſuch Perſon or Perſons as ſhall be called upon to give Evidence, the ſaid Commiſſioners, and their Survivors, or any Five or more of them are hereby Impowered and Required to Adminiſter) ſhall Enquire of the Value of ſuch Houſes, Buildings, and Edifices, and

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of the respective Estate, Right, Title, Term, and Interest, of every Person or Persons Seized or possessed thereof, or Interested therein, or of, or in any Part thereof, and shall Assess and Award the Sum or Sums to be paid to every such Person or Persons, for the Purchase of such their respective Estates, Rights, Titles, Terms, and Interests; and the said Commissioners, and their Survivors, or any Five or more of them, shall, and may give Judgment for such Sum or Sums of Money so to be Assessed, which said Verdict or Verdicts, and the said Judgment, Decree, or Determination thereupon (Notice in Writing being given to the Person or Persons interested, at least fourteen Days before the Time of the First Meeting of the said Jury, Declaring the Time and Place of such Meeting of the said Commissioners and Jury, by leaving such Notice at the Dwelling-House of such Person or Persons, or at his, her, or their usual Place or Places of Abode, or with some Tenant or Occupier of some of the said Houses, Buildings, or Ground intended to be Valued or Assessed, in Case such Party cannot be found out in the City of Limerick, to be Served with such Notice) shall be Binding and Conclusive, to all Intents and Purposes whatsoever, against

against all and every Person or Persons, Bodies Politick and Corporate, Claiming any Estate, Right, Title, Trust, Use, or Interest into, or out of the said Houses, Buildings, Ground, and Premisses, either in Possession, Reversion, Remainder, or Expectancy, as well Infants, and Issue Unborn, Lunaticks, Idiots, and Femes Covert, and Persons under any other legal Incapacity or Disability, as all other Cestique Trusts, his, her, and their Heirs, Successors, Executors and Administrators, and against all other Persons whomsoever; and the said Verdicts, Judgments, and Decrees, and all other Proceedings of the said Commissioners and Juries, to be Made, Given, and Pronounced, as aforesaid, shall be fairly Written on Parchment, and Signed and Sealed by the Major Part of the said Commissioners, who shall be present at, and Pronounce such Judgments and Decrees.

And be it further Enacted by the Authority aforesaid, That upon Payment of such Sum or Sums of Money, so to be Awarded or Adjudged, the Person or Persons, to whom the same shall be Awarded, for the Purchase of the said Houses, Buildings, or Ground, or for the Purchase of any Estate, Right, Title, Term, or Inte-

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tell therein, shall Make, and Execute, or procure to be Made and Executed, Good, Valid, and Legal Conveyances, Assignments and Assurances in the Law, to the said Commissioners, or their Survivors, or to any Five or more of them, of the said Houses, Buildings, or Ground, or of such Estate, Right, Title, Term, or Interest, for which such Sum or Sums of Money shall be so Awarded, and shall procure all necessary parties to Execute such Conveyances, Assignments, and Assurances, and shall do all Acts, Matters, and Things necessary and requisite to make a Good, Clear, and perfect Title to the said Commissioners, or their Survivors, or any Five or more of them; and such Conveyances, Assignments, and Assurances, shall Contain all such reasonable and usual Covenants, as shall, on the part of the said Commissioners, or their Survivors, or any Five or more of them, be Required; and in Case such Person or Persons, to whom such Sum or Sums shall be Awarded as aforesaid, shall not be able to Evince their Title to the Premises to the said Commissioners, and to make or procure to be made Good, Valid, and Legal Conveyances thereof to the said Commissioners, or shall Refuse so to do, being thereunto Required, and such Sum or Sums, so Assessed and Awarded, as aforesaid,

ſaid, being Tendered to be paid to him, her, or them, on their making ſuch Title, and Executing, or Procuring to be Executed, ſuch Conveyances, Aſſignments, and Aſſurances, as aforeſaid; or in Caſe ſuch Perſon or Perſons, to whom ſuch Sum or Sums of Money ſhall be Awarded, as aforeſaid, cannot be found in the ſaid City; or in Caſe, by Reaſon of Diſputes or Differences, or for Defect of Evidence, it ſhall not appear to the ſaid Commiſſioners, what Perſon or Perſons is or are Intitled to the Premiſſes in Queſtion, then, and in every ſuch Caſe, as aforeſaid, it ſhall and may be Lawful, to and for the ſaid Commiſſioners, or their Survivors, or any Five or more of them, to pay into, and Depoſite in His Majeſty's High Court of Chancery in this Kingdom, the ſaid Sum or Sums ſo Aſſeſſed and Awarded, as aforeſaid, as the Value of, and Purchaſe-Money for the ſaid Houſes, Buildings, and Ground, which Court is hereby Impowered, in a Summary Way, upon the ſeveral Petitions of the reſpective Parties, to Hear, Judge of and Determine, as well by Examination of Witneſſes upon Oath, as by all other Ways and Means, which the ſaid Court ſhall judge proper, the ſeveral Rights, Claims, and Demands of all Perſons intereſted in, or

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upon the several Houses, Buildings, and Ground, that shall be so Valued; and to Ascertain and Pay unto such Person and Persons respectively, according to their several Interests, such Share and Proportion of such Purchase-Money, as the said Court of Chancery shall judge fit, which Judgment, in such Case, shall be Final and Conclusive.

And be it further Enacted by the Authority aforesaid, That all such Judgments, Verdicts, Sentences, Decrees, Orders, and other Proceedings of the said Commissioners and Juries, as relate to, or concern any Houses, Buildings, or Grounds, so to be Purchased, as aforesaid, shall be Entered in the Rolls-Office of the said Court of Chancery, and the same, or true Copies thereof, shall be deemed, and taken to be, good and effectual Evidence and Proof in any Court or Courts of Law or Equity whatsoever; and immediately upon such Payments and Entry of such Verdicts, Judgments, Sentences, Decrees, Orders, and other Proceedings of the said Commissioners and Juries, as aforesaid, all the Estate, Right, Title, Term, Interest, Use, Trust, Property, Claim, and Demand, in Law and Equity, of the Person or Persons for whose Use such

Money

Money shall be Paid, as aforesaid, into, and out of the said Houses, Buildings, Grounds, and Premisses, shall Vest in the said Commissioners, and they shall be deemed in Law to be in the Actual Possession thereof, to all Intents and Purposes whatsoever. CHAP. XX.

And be it further Enacted by the Authority aforesaid, That in Case any Feme Covert is or shall be Seized in Fee-Simple, or in Tail, General or Special, of any such Lands, Tenements, or Hereditaments, so to be Purchased as aforesaid, by the said Commissioners, or if any Interest in the same, to her separate Use, free from the Controul or Intermeddling of her Husband, the Purchase-Money, arising from the Sale of such Estate or Interest of such Feme Covert, on the Conveyance of such Estate or Interest to the said Commissioners, shall be paid either to the Husband of such Feme Covert, at her Request, or to such Person or Persons as she shall, in Writing, under her own Hand, Nominate to Receive the same in Trust, to be Re-invested in Lands, Tenements, or Hereditaments, to be Conveyed as aforesaid, and Settled for such Use, Estate, and Interest, as the same Feme Covert had in the Premisses so Purchased by the said Comissioners.

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And be it further Enacted by the Authority aforesaid, That the Conveyance of any such Estate or Interest of any Feme Covert, to the said Commissioners, or any person or persons in Trust for them, by Bargain and Sale, acknowledged by such Feme Covert, in such Manner as Bargains and Sales are usually acknowledged, and Enrolled in the Rolls-Office of His Majesty's High Court of Chancery of Ireland, within Six Months after the Making thereof, shall as effectually and absolutely Convey the Estate and Interest of such Feme Covert in the Premisses, as any Fine or Fines, Recovery or Recoveries, would or could do, if Levied or Suffered thereof, in due Form of Law; and further, that all Bargains and Sales whatsoever, to be made of any such Houses, Buildings, or Ground, as shall be purchased by the said Commissioners, by Virtue of, and for the Purposes of this Act, shall have the Force, Effect, and Operation in Law, to all Intents and Purposes, which any Fine or Fines, Recovery or Recoveries whatsoever, would have, if Levied or Suffered by the Bargainer or Bargainers, or any Person or Persons Seized of any Estate in the Premisses, in Trust, for, or to the Use of such Bargainer or Bargainers, in any Legal Manner or Form whatsoever.

And

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And be it further Enacted by the Authority aforesaid, That all, and every Tenant at Will, or Lessee for a Year, or other Person or Persons, in Possession of any such Houses, Buildings, or Grounds, or any Part thereof, which shall be Purchased by the said Commissioners as aforesaid, and who shall have no greater Interest in the Premisses, than as Tenant at Will, or as Lessee by Parole for a Year, or from Year to Year, shall Deliver up the Possession of such Premisses, immediately to the said Commissioners, or to such Person as the said Commissioners, or their Survivors, or any Five or more of them, appoint to take Possession of the same, in Case the said Commissioners, or their Survivors, or any Five or more of them, or such Person Authorized by them, shall pay, or tender to him, her, or them, Six Months Rent, of the said Premisses; or in Case the said Commissioners, or their Survivors, or any Five or more of them, shall give him, her, or them, Six Months Notice, to quit such Possession, then such Person or Persons in Possession, shall, at the End of the said Six Months, or so soon after, as he, she, or they, shall be required, peaceably and quietly Deliver up the Possession of the said Premisses to the said Commissioners, or any Person or Persons Authorized by the said Commission-

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ers, or their Survivors, or any Five or more of them, to take Possession thereof; and that in Case any such Person or Persons, in Possession as aforesaid, shall Refuse to give such Possession as aforesaid, then it shall, and may be Lawful, to, and for the said Commissioners, and their Survivors, or any Five or more of them, as aforesaid, to Issue their Precept, or Precepts, to the Sheriffs of the said City, to deliver Possession of the Premisses, to such Person or Persons, as shall in such Precept or Precepts be Nominated to Receive the same; and the said Sheriffs are hereby required to Deliver such Possession accordingly, of the said Premisses, and to Levy such Costs, as shall Accrue from the Issuing and Executing of such Precept or Precepts, on the Person or Persons so Refusing to give Possession, as aforesaid, by Distress and Sale of his, her, or their Goods.

And be it further Enacted by the Authority aforesaid, That all Sums of Money, or other Consideration, Recompence, or Satisfaction to be Paid, and made, Pursuant to any such Agreement, or Verdict, as aforesaid; and also, all such Costs and Charges, as shall be Expended, in Obtaining, and Passing this Act; and also, all such Costs, Charges, and Expences, the said Commissioners, or their Survivors, or

or any of them, shall be at, or put to, in the Execution of the Trusts and Powers, hereby Vested in them, shall be Paid out of such Monies, as the said Commissioners, or their Survivors, or any Five or more of them, shall Receive for the Purposes of this Act. CHAP. XX.

And be it further Enacted by the Authority aforesaid, That it shall and may be Lawful, to and for the said Commissioners, or their Survivors, or any Five or more them, as aforesaid, from Time to Time, to Impose any reasonable Fine, not exceeding the Sum of Ten Pounds, on any Sheriff or Sheriffs, or their Deputy, or Deputies, Bailiffs, or Agents respectively, who shall make any Default in the Premisses, and on any Person or Persons, who shall be Summoned, and Returned, on any such Jury, or Juries, who shall not Appear; and also, on any Witness or Witnesses, who shall not Attend, or shall Attend, and refuse to be Sworn, or, who being Sworn, shall refuse to give Evidence, and on any Person or Persons, Summoned and Returned, on such Jury, or Juries, who shall refuse to be Sworn, any such Jury or Juries, or being Sworn thereon, shall, not give his or their Verdict, or shall in other Manner, wilfully Neglect his or their Duty, in, or touching the

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Premisses, contrary to the true Intent and Meaning of this Act, and from Time to Time, to Levy such Fine or Fines, by Order of the said Commissioners, or the Survivors, or any Five or more of them, as aforesaid, as the Case may require, by Distress and Sale of the Offenders Goods, together with the reasonable Charges of every such Distress and Sale, returning the Overplus (if any be) to the Owner, and all such Fines, which shall be so Recovered and Received, shall be applied towards the Purposes of this Act.

And be it further Enacted by the Authority aforesaid, That it shall and may be Lawful, to and for the said Commissioners, and their Survivors, and any Five or more of them, at any Time or Times hereafter, by Writing under their Hands and Seals, to Nominate and Appoint such Person to be Treasurer and Clerk, as they shall think fit, for the Receiving, and Paying the Monies, to be Received and Paid, in Pursuance of the said Act, and for doing such other Acts, as may be Necessary to be done, in the Execution of the Powers and Authorities, hereby given to the said Commissioners, which Treasurer and Clerk, shall, from Time to Time, be Removeable, at the Will and Pleasure of the said Commissioners, or their Survivors,

bivors, or any five or more of them, by Instrument in Writing, under the Hands and Seals of the said Commissioners, and their Survivors, or any five or more of them, and that the said Commissioners, and their Survivors, or any five or more of them, shall, and may make such Allowance, or Salary, unto such Treasurer and Clerk, to be Employed by, and under the said Commissioners, for their Care and Pains, in the Execution of his said Office, or Offices, as the said Commissioners, and their Survivors, or any five or more of them, shall think Reasonable, so as such Allowance, or Salary, do not Exceed the Sum of Forty Pounds by the Year; and the said Treasurer and Clerk, shall, upon Oath (if required) give in a True, Exact, and perfect Account, in Writing, under his Hand, from Time to Time, of all Monies which he shall have Received, Paid, and Disbursed, by Virtue of the said Act; or by Reason of his said Office, or Offices, which Oath the said Commissioners, and their Survivors, or any five or more of them, are hereby Impowered to Administer.

And be it further Enacted by the Authority aforesaid, That for the Supplying and Continuing a sufficient Number of fit and

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able Persons to be Commissioners, for putting in Execution the Powers and Trusts contained in this Act, when any of the said Commissioners shall Die, or Refuse to Act, the Surviving or Remaining Commissioners, or any Five or more of them, shall, by Instruiment in Writing under their Hands and Seals, from Time to Time, Nominate and Appoint, in the Room of such Commissioner or Commissioners so Dying or Refusing to Act, so many more fit and able Persons in the Room of such Persons as shall Refuse to Act, or happen to Die, and every new Commissioner, so to be Elected, Nominated, and Appointed, shall have full Power and Authority to Act, and to do in all Things Relating to the Premisses, in as Full, Large, and ample Manner, to all Intents and Purposes as any of the Commissioners hereby Nominated and Appointed.

And be it further Enacted by the Authority aforesaid, That if any Action shall be brought, or Suit commenced against any Person or Persons for any Thing done in Pursuance of this Act, or in Relation to the Premisses, or any of them, every such Action, or Suit, shall be laid, or brought,

brought, within Six Months next after the Fact done, and shall be laid or brought in the County of the City of Limerick, and not elsewhere; and the Defendant or Defendants, in such Action, may plead the General Issue, and give this Act, and the Special Matter in Evidence, at any Trial to be had thereupon, and that the same was done in Pursuance, and by the Authority of this Act; and if the same shall appear to have been so done, or if any such Action, or Suit, shall not be brought within the Time before Limited, or shall be brought in any other County, or Place, than as aforesaid, then the Jury shall find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs shall become Nonsuited, or suffer a Discontinuance of his, her, or their Action or Actions, or if a Verdict shall pass against the Plaintiff or Plaintiffs, or if upon Demurrer, Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have Treble Costs, and shall have such Remedy, for Recovering the same, as any Defendant or Defendants hath, or have, for Costs, in other Cases, by Law.

CHAP. XX.

And be it further Enacted by the Authority aforesaid, That this Act shall be a Publick Act, and shall be deemed and taken Notice of as such, by all Judges, Justices, and others, in all Courts and Places, without Pleading the same.

FINIS.